



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, मंगलवार, २४ जनवरी, १९८९/४ माघ, १९१०

हिमाचल प्रदेश सरकार

AGRICULTURE DEPARTMENT

NOTIFICATION

Shimla-2, the 31st August, 1988

No. Agr.F (II)-1/80-II.—The Governor, Himachal Pradesh is pleased to formulate the following Rules regulating the payment of grant-in-aid to Himachal Pradesh Seed Certification Agency for Agriculture Activities:—

RULES

1. *Short title.*—These rules may be called the Rules regulating the payment of grant-in-aid to the Himachal Pradesh State Seed Certification Agency.

(a) *Application.*—These will apply in whole of the State of Himachal Pradesh

(b) *Commencement.*—These will be enforced from the date of its publication in Rajpatra.

2. *Definition.*—1. Grant-in-aid means the grant given to the Himachal Pradesh State Certification Agency by the State Government/Central Government.

2. "Agency" means the Himachal Pradesh State Seed Certification Agency constituted by the State Government and registered under the Registration of Societies Act, 21 of 1980 *vide* Registration No. 947/78, dated 20-8-87.

3. "Chairman" means the Chairman of the State Seed Certification Agency.

4. "Director" means the Director of the State Seed Certification Agency.

5. "Member-Secretary" means the Member-Secretary of the State Seed Certification Agency.

6. "Sanctioning authority" means the Secretary (Agr.) to the Government of Himachal Pradesh.

3. *Purpose for which grant-in-aid may be given.*—Grant-in-aid may be given for specific schemes drawn up for all or any of the following purposes by the Himachal Pradesh State Seed Certification Agency.

(i) To publish and distribute literatures pertaining to the State Seed Certification Agency in the form of leaflets, pamphlets etc.

(ii) To meet the travelling expenses of the executive members and other officials of the State Seed Certification Agency, for the purpose of organising the work of Agency and hold meetings to evolve ways and means of stepping up its work with the main aim of creating among farmers the urge for growing improved seeds.

(iii) The office expenses and salaries of the officials of the Agency to be met out of the grant sanctioned annually for a period of five years only from the date of issue/publication of these rules.

(iv) To associate the growers with latest development techniques for improved seed production and evolve improvement in their level of living.

(v) To provide assistance for organising seminars conferences and training programme and seed certification for the benefit of the farmers/growers.

4. *Terms and conditions for grant-in-aid.*—(a) The grant-in-aid will be utilised for the purpose for which it is sanctioned by the State/Central Government.

(i) The grant shall be spent upon the objective within one year from the date of issue of the letter sanctioning the grant at the latest.

(ii) That any portion of the amount out of the grant which is not ultimately required for expenditure upon the object shall be duly surrendered to the Government.

(iii) That grant-in-aid will be given on the written request of the Agency to cover part of the expenditure of the Agency for any of the approved purpose specified in Rule of these rules.

(b) (i) In case the grant-in-aid sanctioned and paid to the agency is not spent for purpose for which it is sanctioned and during the period for which it is sanctioned, the Director of Agriculture, Himachal Pradesh will effect recovery of the same along with the penal interests fixed by the Government from the Agency in whose favour it was sanctioned and also stop their payment or any grant to the Agency.

(ii) In case any balance out of the grant-in-aid remains unspent during the year it shall be carried to the next year, but in case grant-in-aid has to be recovered eventually, it shall be recovered in lump sum from the next grant-in-aid of the succeeding year, and if no such grant is sanctioned it will be deposited into the Government Treasury in the succeeding year.

(iii) The annual assistance by way of grant-in-aid to the Agency should be equal to the actual expenditure incurred by the Agency for any of approved purpose specified in rule 3 of the rules during the preceding year. Government may, however, sanction *ad hoc* grant-in-aid in favour of the Agency to the extent of Rs. 2 lacs in the initial stages.

(iv) The grant-in-aid may be paid in one or more than one instalment during the financial year, according to the exigency of the work justification for financial assistance.

5. *Maintenance of accounts and records.*—(i) The Agency shall maintain its accounts and records and the same shall be open for inspection at all times by the Director of Agriculture.

(ii) The certificate will be furnished by the sanctioning authority to the Accountant General Himachal Pradesh and Chandigarh, Shimla to the effect that the grant-in-aid has been utilised fully. An application for grant-in-aid shall be submitted in the last week of April in the form prescribed in Annexure 'D'. The recipient shall execute an agreement and bond in the form prescribed in appendix B & C respectively.

(iii) The sanctioning authority shall maintain the register of grant-in-aid in the proforma attached at Annexure "A".

(iv) *Head of Account.*—The amount of grant-in-aid to the Himachal Pradesh State Seed Certification Agency will be debitable under Major Head 2401—Crop Husbandry Agri. Department-103-Seeds Testing & Certification Laboratory-Grant-in-aid for Seed Testing Agency (Plan and Non Plan) according to allocation made in the budget.

6. *Audit of Account.*—(1) The audit of accounts of the agency, shall be got conducted from Chartered Accountants annually and its report shall be submitted to the Director of Agriculture by 31st December, of the succeeding year.

7. *Transfer/Disposal of Assets.*—Assets acquired wholly or substantially out of Government grant would not be disposed-off/auctioned/utilised for purpose other than those for which grants are sanctioned without the prior sanction of Secretary (Agr.) to the Government of Himachal Pradesh.

S. M. KANWAR,
Agriculture Production Commissioner-cum-Secretary.

TOURISM DEPARTMENT

NOTIFICATION

Shimla-2, the 17th September, 1988

No. 3-76/86-TSM (Sectt.).—The Governor, Himachal Pradesh is pleased to make Himachal Pradesh grant of incentives to Dhaba Scheme, 1988, as under:—

1. *Object of the scheme.*—As a part and parcel of steps taken by the Himachal Pradesh Government for promotion of tourism, which has been declared as an industry in Himachal Pradesh, the scheme for grant of incentives to Dhabas is framed.

To improve the condition/standard of the existing Dhabas along the highways with a view to providing improved services to the tourists/public, by providing incentive in the shape of loans from scheduled commercial banks at subsidized rate of interest at the rate 4%. The subsidy on account of difference between the bank rate of interest or the subsidised rate of interest shall be met with by the Government of Himachal Pradesh.

2. *Short Title and commencement.*—(i) This scheme shall be called the “Himachal Pradesh incentives to Dhabas Schemes, 1988”.

(ii) This scheme shall come into force from the date of the notification.

(iii) These incentives are provided under the discretionary powers of the State Government and hence they do not create any claim against Himachal Pradesh Government enforceable in the Court of Law. It will be lawful for the Government to discontinue and or amend/all/or any of the incentives.

3. *Definitions*—(i) *Dhabas*.—For the purpose of this schemes, “Dhaba” means any catering establishment, serving meals and other eatables, situated on National/State Highway in the State of Himachal Pradesh but would exclude a Restaurant as defined in the Himachal Pradesh Grant of incentives to Tourism Industry Rules, 1984. Further to qualify for grant of incentives has prescribed a Dhaba, shall fulfil the minimum requirement of having a minimum of 4 tables and adequate number of chairs/benches for at least 15 persons in covered area.

4. *Improvements*.—A Improvements under the scheme shall mean and include the following:—

- (i) Extension/renovation of premises.
- (ii) Tiling/painting white washing.
- (iii) Reconstruction/extension of kitchen.
- (iv) Construction of Toilet/Urinals.
- (v) Construction of washing places for utensils or washing hands.
- (vi) Wire gauge doors, windows or ventilators.
- (vii) Providing for safety from flies/mosquitos/dust etc.
- (viii) Providing water supply on regular basis.

The maximum limit of loan for any or all of above purpose shall be limited to Rs. 40,000/- only.

(B) (i) Purchase of furniture.

(ii) Purchase of cooking utensils/gadgets like pressure cooker/Grill/Ovens/Gas stove/refrigerator etc.

(iii) Purchase of other utensils.

(iv) Wash Basins etc.

The maximum limit of loan for any or all of the above purpose shall be limited to Rs. 10,000/- only.

5. *Operation of the Scheme.*—(i) Any proprietor/owner of Dhaba shall apply in the prescribed proforma (Annexure-I) to the S.D.M. concerned with one copy to the Commissioner Tourism, for assistance under the scheme. The application, if found in order after scrutiny by the S.D.M., shall be forwarded under intimation to applicant to the branch of the bank nearest to the applicant along with the recommendations of the S.D.M. for financing of the Dhaba, subject to a maximum of Rs. 50,000/- only.

(ii) The bank branch concerned shall take immediate steps to provide the loan as recommended, subject to the usual provision regarding security/hypothecation etc. of the bank. The decision of the bank shall be communicated to the applicant within 30 days of the receipt of recommended application and the intimation thereof shall also be sent to the Deputy Commissioner concerned and the Commissioner Tourism.

(iii) The matter of implementation of this scheme shall be an item of agenda/discussion in the monthly meeting between the Deputy Commissioner and the banks, where the details of pending cases along with the points of delay shall be discussed to root-out the problems. A quarterly return in this respect shall be submitted by the Lead Bank Officer of the District to all the D.Cs. and the Commissioner Tourism.

(iv) In cases where the Dhaba has been advanced loan not exceeding to Rs. 50,000/- by a scheduled commercial bank, as a result of recommendations of the committee, the concerned bank shall inform the Commissioner Tourism giving complete details of the loan advance with a request to contribute the State share of interest liability.

The bank shall in its record bifurcate the interest in two parts first of which shall indicate the liability of the loanee or the second, the liability of the State Government. The latter shall be payable by the Commissioner Tourism and the bank concerned within 15 days of the receipt of the demand. The bank shall also supply details of the payment schedule so that the Commissioner Tourism can monitor the repayment of the loan and take steps to ensure its proper and timely repayment.

(v) The liability of the State Government under the Scheme shall be limited to the differential between the normal lending rate of the bank and the subsidized rate of 4%. The repayment period for the entire amount of loan shall not, unless defaulted, exceed 60 months. Interested subsidy will be given on normal interest payments worked out on a schedule of repayment not exceeding 60 months already conveyed by the bank to Commissioner Tourism. Any amount of penalty/other interest on account of default in repayment or other such cases attributed to the loanee shall not be a part of the State liability and shall be recoverable from the loanee.

6. *Responsibilities of the loanee under the scheme.*—(i) Every Dhaba owner shall within a period of three months from the date of advancement of loan, bring about all such improvements which were stipulated in the case for advancing of loan and thereafter, shall inform the Commissioner Tourism, about the improvements made.

(ii) Every Dhaba who has been advanced any loan under the scheme shall be registered under the Himachal Pradesh Registration of Hostels and Travel Agents Act (to be replaced shortly by Himachal Pradesh Registration of Tourist Trade Act, 1988) and shall be subject to the provision of the Act regarding periodic inspection/returns etc.

(iii) The Dhaba owner shall at all times maintain a minimum standard of cleanliness, sanitation quality of food, space for customer etc. and specifically, the Dhaba owner shall at all times ensure the following:—

- (a) that the utensils both for cooking and eating are kept absolutely clean;
- (b) that the place for washing utensils is different from that for washing hands etc;
- (c) that there is a provision for evacuation of all smoke from the kitchen properly so that no smoke gathers in the actual eating area;
- (d) that all eatable are covered with wire gauge or otherwise at all times;
- (e) that proper drainage is provided for all waste water so that it does not stagnate in the vicinity of the Dhaba;
- (f) that the workers employed in the kitchen are medically examined at least once a year and certificate thereof displayed in the Dhaba;
- (g) that the furniture is not broken or dirty; and
- (h) that the premises are white washed every year. In cases where the Dhaba owner has failed to bring about the stipulated improvements or allows the Dhaba to deteriorate in its service food/environs, the Department of Tourism shall be at liberty and withdraw the incentive apart from taking any other action under the provisions of the aforesaid Act.

(iv) The Dhaba owner shall submit an undertaking along with an affidavit to the effect that he shall continue to run the Dhaba for a period of five years after registration or till the repayment in full of the loan and interest whichever is later. Any failure on this account shall render the owner liable for such penal action as provided under the law apart from recovery of loan/interest as prescribed by law.

(v) The Dhaba owner shall be responsible for regular and prompt repayment of loan and interest as agreed to in the schedule of repayment.

7. Power of Drawal and Disbursement and maintenance and accounts.—(i) The funds placed at the disposal of the Commissioner Tourism for the operation of the scheme shall be withdrawn in advance in two equal instalments first in the month of April or later and second in October or later. The amount shall therefrom be deposited in scheduled commercial bank and will be operated by the Commissioner Tourism. This would result in immediate payment of State share of interest liability to the concerned bank branch on receipt of their demand.

(ii) The Commissioner Tourism, Himachal Pradesh shall have full powers to draw the amount from the treasury and remit to the bank concerned.

(iii) Commissioner Tourism shall submit to the Government a quarterly return indicating the progress of the scheme. The proforma for the same shall be devised by the Government and sent to the Commissioner Tourism, Himachal Pradesh.

8. *Head of account.*—The expenditure on the implementation of the scheme shall be debitable to Major Head 3452—Tourism, 01—Tourist Accommodation, 190—Assistance to Public Sector and other undertakings, 01—Subsidy for Hotels and Restaurants.

By order,
A. N. VIDYARTHI,
Financial Commissioner-cum-Secretary.

उपाबन्ध-1

हिमाचल प्रदेश ढाबा प्रोत्साहन योजना, 1988 के अधीन प्रोत्साहन के अनुदान के लिए आवेदन।

सेवा में,

उप-मण्डल दण्डाधिकारी

जिला

हिमाचल प्रदेश।

विषय—को प्रोत्साहन अनुदान।

महोदय,

आपसे अनुरोध किया जाता है कि आप हिमाचल प्रदेश प्रोत्साहन योजना, 1988 के अधीन मेरे आवेदन पर बैंक ————— की शाखा को ऋण/परिदान प्राप्ति हेतु सिफारिशों सहित भर्जें।

आवश्यक विवरणियां निम्नलिखित हैं :—

1. आवेदक का नाम :
(पिता के नाम सहित पूरा पता) _____
2. स्थान का नाम (यदि कोई हो) _____
3. कारबार का स्थान :
(स्वामित्व/दस्तावेजी साक्ष्य द्वारा समर्पित कारबार के स्थान का पट्टा) _____
4. प्राप्ति ऋण की राशि : _____
5. प्रस्तावित सुधार का विस्तृत विवरण : _____

6. बैंक की शाखा का नाम जहां से प्रस्तावित ऋण लेना हो _____

7. प्रधान ग्राम पंचायत/नगरपालिका/अधिसूचित क्षेत्र
समिति/अन्य स्थानीय निकाय की सिफारिश।

आवेदक

आशुक्त पर्यटन, हिमाचल प्रदेश—_____प्रतिलिपि।